

State of South Dakota

EIGHTIETH SESSION
LEGISLATIVE ASSEMBLY, 2005

527L0686

HOUSE BILL NO. 1151

Introduced by: Representative Hunt and Senator Napoli

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the right-of-way at
2 certain intersections.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 32-26 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 The driver of a vehicle approaching the intersection of a street or public highway from a
7 street or public highway that terminates at the intersection, if the intersection is not otherwise
8 controlled by a traffic control sign or signal, shall stop, yield, and grant the privilege of
9 immediate use of the intersection to another vehicle that has entered the intersection from the
10 other street or public highway or is approaching the intersection on the other street or public
11 highway in such proximity as to constitute a hazard. After stopping, the driver may only proceed
12 if the driver may safely enter the intersection without interference or collision with any vehicle
13 using the other street or public highway. A violation of this section is a Class 2 misdemeanor.

14 Section 2. That § 32-26-13 be amended to read as follows:

15 32-26-13. ~~When~~ If two vehicles approach or enter an intersection at approximately the same
16 time, the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right



- 1 except as otherwise provided in §§ 32-26-14 to 32-26-16, inclusive, and in section 1 of this Act.
- 2 The driver of any vehicle traveling at an unlawful speed shall forfeit any right-of-way which ~~he~~
- 3 the driver might otherwise have ~~hereunder~~ under this section. A violation of this section is a
- 4 Class 2 misdemeanor.